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074022-3302 (Formerly 229/119)  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joel A. Drewes, et al.

Serial No.: 08/950,963

Filed: October 15, 1997

For: METHODS AND DEVICES FOR MASS  
TRANSPORT ASSISTED OPTICAL  
ASSAYS

Examiner: Jeffrey Lundgren

Group Art Unit: 1653

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RESPONSE TO OFFICE ACTION

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed May 6, 2002 ("Paper No. 23"), please consider the following amendments and remarks.

**IN THE CLAIMS**

Please replace claims with the following claims. A marked-up version of these claims is attached hereto as Appendix A.

1. (Twice Amended) An optical assay device for the detection of an analyte of interest in a sample comprising:
- a support containing channels;

Certificate of Mailing  
(37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

Jodie M. Rivas

Name of Person Mailing Paper

August 22, 2002

Date of Deposit

Signature of Person Mailing Paper




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1653  
Atty. Dkt. No. 074022-3302

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DREWES et al.  
Title: METHODS AND DEVICES FOR MASS  
TRANSPORT ASSISTED OPTICAL  
ASSAYS  
Appl. No.: 08/950,963  
Filing Date: October 15, 1997  
Examiner: J. Lundgren  
GAU.: 1653

<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.  <u>Jodie M. Rivas</u> (Printed Name)  <u></u> (Signature)  <u>August 22, 2002</u> (Date of Deposit)
--

TRANSMITTAL

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:


Transmitted herewith is:

- ☒ Response to Office Action;
- ☒ Petition for 1 (ONE) Month Extension of Time; and
- ☒ A Check in the Amount of \$110.00.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872 (Order No. 074022-3302). Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872 (Order No. 074022-3302).

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date August 22, 2002  
FOLEY & LARDNER  
P.O. Box 80278  
San Diego, CA 92138-0278  
Telephone: (858) 847-6721  
Facsimile: (858) 792-6773

By   
Michael A. Whittaker  
Attorney for Applicant  
Registration No. 46,230

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